

SENATE BILL 3493
By Wilder

AN ACT to amend Chapter 112 of the Private Acts of 1920 (Ex. Sess.); as amended by Chapter 94 of the Private Acts of 1959; Chapter 120 of the Private Acts of 1986 and Chapter 70 of the Private Acts of 2004; and any other acts amendatory thereto, relative to elections and the Recorder in the Town of Hornsby.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Section 4 of Chapter 112 of the Private Acts of 1920 (Ex. Sess.), as amended by Chapter 94 of the Private Acts of 1959, Chapter 120 of the Private Acts of 1986, and Chapter 70 of the Private Acts of 2004, and any other acts amendatory thereto, is amended by deleting such section in its entirety and by substituting instead the following:

SECTION 4. Be it further enacted, That on the regular November election, the first Tuesday following the first Monday in November 2004, and on the same day each fourth year thereafter, an election shall be held in said Town of Hornsby for the purpose of electing a Mayor and a board of seven (7) Aldermen for said town, whose term of office shall begin on the first Tuesday in December, and who shall serve for a term of four (4) years and until their successors are elected and qualified. All elections for said town shall be held by the Election Commissioners of Hardeman County, Tennessee at the same hours and places for holding general elections and under the general election laws of the state. The incumbents in the positions of mayor and alderman as of the effective date of this Act shall continue to serve in the positions for which they were elected until such time as their successors are elected and qualified.

SECTION 2. Section 8 of Chapter 112 of the Private Acts of 1920 (Ex. Sess.), as amended, is amended by deleting such section in its entirety and by substituting instead the following:

SECTION 8. Be it further enacted, That in addition to the officers to be elected under this Act, for said Town of Hornsby, as hereinafter provided, the Board of Mayor and Aldermen shall at the first meeting after their election, appoint a Recorder for said town, who may, but is not required to be, from among their members. In the event an alderman is appointed as Recorder, he shall perform the duties of Recorder in addition to his responsibilities as Alderman. The Recorder shall serve as treasurer and perform all duties required of him by law and ordinance of said Town of Hornsby.

SECTION 3. Nothing in this act shall be construed as having the effect of removing any incumbent from office or abridging the term of any official prior to the end of the term for which such official was elected.

SECTION 4. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of the town of Hornsby. Its approval or nonapproval shall be proclaimed by the presiding officer of the town of Hornsby and certified to the secretary of state.

SECTION 5. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective as provided in Section 4.